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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/865,234	05/24/2001	Stephen S. Huh	2856-36	2618
22442	7590	04/29/2004	EXAMINER	
SHERIDAN ROSS PC 1560 BROADWAY SUITE 1200 DENVER, CO 80202			SHARMA, SUJATHA R	
			ART UNIT	PAPER NUMBER
			2684	
DATE MAILED: 04/29/2004				

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>
	09/865,234	HUH ET AL.
Examiner	Art Unit	
Sujatha Sharma	2684	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### **Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

1)  Responsive to communication(s) filed on 24 May 2001.

2a)  This action is **FINAL**.                            2b)  This action is non-final.

3)  Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## **Disposition of Claims**

4)  Claim(s) 1-23 is/are pending in the application.  
4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.  
5)  Claim(s) \_\_\_\_\_ is/are allowed.  
6)  Claim(s) 1-23 is/are rejected.  
7)  Claim(s) \_\_\_\_\_ is/are objected to.  
8)  Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

9)  The specification is objected to by the Examiner.

10)  The drawing(s) filed on \_\_\_\_\_ is/are: a)  accepted or b)  objected to by the Examiner.

    Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

    Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11)  The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

12)  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a)  All b)  Some \* c)  None of:  
1.  Certified copies of the priority documents have been received.  
2.  Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.  
3.  Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

1)  Notice of References Cited (PTO-892)  
2)  Notice of Draftsperson's Patent Drawing Review (PTO-948)  
3)  Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date 2.  
4)  Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_.  
5)  Notice of Informal Patent Application (PTO-152)  
6)  Other: \_\_\_\_.

**DETAILED ACTION*****Claim Rejections - 35 USC § 102***

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 1-23 are rejected under 35 U.S.C. 102(b) as being anticipated by Braithberg [US 5,822,427].

Regarding claims 1,10,12,18, Braithberg discloses a method of connecting a cellular telephone to a host assembly via a cable. Braithberg further discloses a method for using information related to an identification of a portable communications device, comprising:

- providing a first portable communications device, having a first make and a first model, with a docking assembly; See col. 2, lines 53-67 and Fig.14
- obtaining from said first portable communications device identification-related information that can be used to identify said first portable communications device; See col. 3, lines 4-7
- controlling at least one of: power to said first portable communications device; initiation of use of said first portable communications device; and utilization of air link requirements of said first portable communications device based on said identification related information. See col. 3, lines 7-13.

Also see col. 5, lines 1-48, col. 8, lines 23-37, col. 9, lines 22-28.

Regarding claims 2,11 Braithberg further discloses a method, wherein said first portable communications device includes a first cellular telephone and said docking assembly includes a pocket member that holds said first portable communications device and in which said first cellular telephone is

one of a plurality of cellular telephones being associated with said first make and, wherein each of said plurality of cellular telephones is associated with a different model. See col. 2, line 53 – col. 3, line 13.

Regarding claim 3, Braithberg further discloses a method wherein: said plurality of cellular telephones includes a second cellular telephone and in which said second cellular telephone has physical characteristics including dimensions such that said second cellular telephone can be held by said first pocket member. See col. 2, lines 53- col. 3, line 13.

Regarding claims 4,19,20 Braithberg discloses a method further including: providing a third cellular telephone and a second pocket member for holding said third cellular telephone and in which said third cellular telephone has physical characteristics including dimensions that prevent it from being properly used with said first pocket member and in which said first and second cellular telephones have physical characteristics including dimensions that prevent it from being properly used with said second pocket member. See Figs 2A-2F, col. 5, lines 32 – 41, col. 6, lines 23-27.

Regarding claims 5-7,13,14 Braithberg discloses a method wherein: said identification-related information includes at least a first message obtained from said first portable communications device. See col. 6, lines 23-33.

Regarding claim 15, Braithberg further discloses a method wherein: said plurality of cellular telephones includes a second cellular telephone and in which said second cellular telephone has physical characteristics including dimensions such that said second cellular telephone can be held by said first pocket member. See col. 2, lines 53- col. 3, line 13.

Regarding claims 8,9,16,17, Braithberg discloses a method wherein: said identification-related information includes a message type that is indicative of a data format used by said first portable communications device. See col. 2, lines 35-42,col. 3, lines 4-13, col. 4, lines 49-58, col. 5, lines 5-9, col. 7, lines 45-56, col. 9, lines 32-44col. 16, lines 35-38.

Regarding claim 21, Braithberg further discloses a method wherein said docking assembly comprises an adaptor and a docking station, wherein said first portable communications device is received by a first adaptor, and wherein said first adaptor is interconnected to a first docking station. See Figs 2A-2F, 14, 28, col. 10, lines 4-24, col. 15, lines 1-col. 16, line 9.

Regarding claim 22, Braithberg further discloses a method wherein said docking assembly comprises an adaptor and a docking station, wherein said first portable communications device is received by a first adaptor, wherein said first adaptor is interconnected to a first docking station, wherein said third portable communications device is received by a second adaptor, and wherein said second adaptor is interconnected to said first docking station. See Figs 2A-2F, 14, 28, col. 10, lines 4-24, col. 15, lines 1-col. 16, line 9.

Regarding claim 23, Braithberg further discloses a method wherein said first set of interface characteristics comprises control commands. See col. 9, lines 32-44, col. 15, lines 37-43.

### ***Conclusion***

3. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Li [US 6,687,513]                   Device for attaching portable phones to vehicle

Chen [US 6,687,516]                   Hand-free receiver signal wire for mobile telephone

Carroll [US 6,509,659]

Cable or module identification apparatus and method

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sujatha Sharma whose telephone number is 703-305-5298. The examiner can normally be reached on Mon-Fri 7.30am - 4.00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nay Maung can be reached on 703-308-7745. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

  
Sujatha Sharma  
March 22, 2004

  
NAY MAUNG  
SUPERVISORY PATENT EXAMINER